

STATE OF INDIANA

\_\_\_ COURT

CASE NO. \_\_\_

In the Matter Of: \_\_\_\_\_,

A Child Alleged to be a Child in Need of Services

**ORDER ON DETENTION HEARING**

\_\_\_\_\_, is produced before the Court for a Detention Hearing this \_\_\_\_.

(child's name)

Actual notice of the time, place and purpose of Detention Hearing has been given to the child and

Unknown Father, or

(parent) (guardian) (custodian)

\_\_\_\_\_ cannot be located.

(parent) (guardian) (custodian)

Present at the hearing are:

Detention Hearing is now held.

The Court now finds that probable cause does not exist to believe that the child is a child in need of services and orders said child released to the custody of \_\_\_\_.

(parent) (guardian) (custodian)

**OR**

The Court now finds that probable cause exists to believe the child is a child in need of services, but the child is not in need of further detention, and accordingly, orders the child be released

to \_\_\_ upon the latter's

(parent) (guardian) (custodian)

written promise to bring the child before the Court on the \_\_\_ day of \_\_\_, \_\_\_ at \_\_\_ o'clock

\_\_\_ M. and from day to day thereafter as ordered by the Court.

**OR**

The Court now finds that probable cause exists to believe the child is a child in need of services and the child be detained because:

( ) the child is unlikely to appear for subsequent proceedings;

( ) detention is essential to protect the child;

( ) the parent, guardian, or custodian cannot be located or is unable or unwilling to take

custody of the child; or

( ) the child has a reasonable basis for requesting that he not be released.

( ) Also, the court finds:

( ) The removal of the child was authorized and necessary under IC 31-34-2-3 to protect the child;  
continuation of residence in the home of the parents/guardians would be contrary to the welfare  
of the child because (*Example: it appears the child had been physically abused by the parent; it  
appears the residence of the parent is in such condition as to cause immediate harm to the child*)

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OR

( ) The removal of the child was not authorized or necessary under IC 31-34-2-3 to protect the child

The following family services were available before the removal of the child: \_\_\_\_

The following efforts were made to provide family services before the removal of the child: \_\_\_\_

Efforts made to provide family services did not prevent removal of the child for the following reasons: \_\_\_\_

( ) The DCS has made reasonable efforts to avoid placement of the child outside of the home as set forth in the Report of Preliminary Inquiry which the Court adopts as its findings.

OR

( ) The DCS has not made reasonable efforts to avoid placement of the child outside the home. The DCS is ordered to provide necessary services to reunify the family and to report those efforts to the court not later than 60 days from the date of removal.

OR

( ) Reasonable efforts to prevent removal of the child were not required because the parent guardian subjected the child to aggravated circumstances that affected the safety of the child. [Set forth the specific aggravated circumstances.]

The Court further finds: \_\_\_\_

The Court orders the child be detained in the following placement until further order by the Court: \_\_\_\_

The Court authorizes the County Department of Child Services Services to pay for the placement and to expand necessary funds for the care of the child.

☐ The child support payable by \_\_\_\_\_ under case number \_\_\_\_\_ is assigned to the \_\_\_\_\_ County Department of Child Services until further order of this court. The Clerk of Court is directed to notify the \_\_\_\_\_ Court of the assignment and assumption of jurisdiction by this Court.

☐ Pursuant to the Child Support guidelines, \_\_\_\_\_ shall pay support to the Clerk of this Court in the amount of \$ \_\_\_\_\_ per \_\_\_\_\_, effective \_\_\_\_\_ and each \_\_\_\_\_ thereafter until further order of this Court. The child support payable under this order, as well as the cost of any medical care payable by the State under IC 12-15 is assigned to the \_\_\_\_\_ County Department of Child Services until further order of this court.

The court further finds that the legal settlement of the child is \_\_\_\_\_ and the \_\_\_\_\_ County Department of Child Services should notice required by IC 20-8.1-6.1-5.5.

☐ Upon consideration of IC 31-32-6-2 through 5, the public is hereby excluded from all proceedings.

Dated this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

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(Judge)